



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NO.: 10/025,220

FILING DATE: December 19, 2001

APPLICANT: Johan U. Ingemar ULIN

ART UNIT: 1743

EXAMINER: Jyoti Nagpaul

TITLE: PENETRABLE PRESURE PROOF SEALING  
FOR A CONTAINER

ATTORNEY DOCKET: 12090-000001/US

Customer Service Window  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314  
Mail Stop: Amendment

February 28, 2007

The PTO did not receive the following  
listed item(s) A check for \$180

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicant hereby submits an Information Disclosure Statement for consideration by the Examiner.

I. LIST OF PATENTS, PUBLICATIONS, AND OTHER INFORMATION

The patents, publications and other information submitted for consideration by the Office (except unpublished U.S. patent applications) are listed on Form PTO-1449 attached hereto.

03/02/2007 SZEWDIE1 00000009 080750 10025220

II. COPIES

01 FL:1806 180.00 DA

A.  Submitted herewith is a legible copy of (i) each foreign patent; (ii) each publication or that portion which caused it to be listed, other than U.S. patents and U.S. patent application publications unless required by the Office; (iii) for each cited pending unpublished U.S. application listed below in Section IV, the application specification including the claims, and any drawing of the application, or that portion of the application which caused it to be listed including any claims directed to that portion; and (iv) all other information or that portion which caused it to be listed.

B.  Any patents, publications or other information which are listed on Form PTO-1449 or on the copies of Form PTO-892, but which are not enclosed herewith, were previously cited by or submitted to the PTO in one of the following applications which has been relied upon for an earlier filing date under 35 U.S.C. § 120:

U.S. Serial Number

U.S. Filing Date

C.  Because the present application was/is being filed after June 30, 2003, no copies of the U.S. patents or U.S. patent application publications which are listed on the attached Form PTO-1449 are enclosed pursuant to the waiver of 37 C.F.R. § 1.98(a)(2)(i). Any foreign patent documents or non-patent literature listed on the attached Form PTO-1449 are enclosed herewith.

D.  This is a PCT application in the entry of the National Phase in the United States. A copy of the International Search Report is attached for the Examiner's information. The documents listed on the International Search Report are listed on the attached Form PTO-1449 for consideration by the Examiner and for listing on any patent resulting from this application. Since the International Search Report was from the US, EPO, or JPO search authorities, copies of these references should have been supplied to the USPTO under the trilateral agreement and are believed to be in the file of the above-identified application. (MPEP 1893.03(g))

III. CONCISE EXPLANATION OF THE RELEVANCE (check at least one box)

A.  Except as may be indicated below in (B), all of the patents, publications or other information are in the English language (concise explanation not required).

B.  A concise explanation of the relevance of each patent, publication or other information listed that is not in the English language is as follows (see 37 C.F.R. § 1.98(a)(3)):

1.  See the attached foreign patent office communication from a counterpart foreign application;
2.  The English abstract is provided for.
3.  Other: **USP 5,345,066 is an English equivalent of FR 2 674 146.**

C.  The following additional information is provided for the Examiner's consideration. The following additional documents are listed on the PTO-1449 and included along with this Information Disclosure Statement for consideration by the Examiner as he/she deems necessary:

1. European Patent Office Communication Pursuant to Article 96(2) and Rule 51(4) EPC (dated May 3, 2006) in counterpart European Patent Application No. 01 272 432.4 – 1234;
2. European Patent Office Communication Pursuant to Article 96(2) EPC (dated February 14, 2005) in counterpart European Patent Application No. 01 272 432.4 – 1234;

3. PCT International Search Report (dated July 19, 2002) in counterpart PCT Application No. PCT/SE01/02876;
4. PCT Written Opinion, (September 13, 2002) in counterpart PCT Application No. PCT/SE01/02876; and
5. PCT International Preliminary Examination Report (dated March 17, 2003) in counterpart PCT Application No. PCT/SE01/02876.

**IV. CROSS REFERENCE TO RELATED APPLICATION(S)**

A.  The Examiner is advised that the following co-pending application(s) contain(s) subject matter that may be related to the present application. By bringing this(these) application(s) to the Examiner's attention, Applicant(s) does(do) not waive the confidentiality provisions of 35 U.S.C. § 122.

<u>Serial No.</u>	<u>Filing Date</u>	<u>Art Unit</u>
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**V. THIS IDS IS BEING FILED UNDER**

A.  37 C.F.R. § 1.97(b): (check only one box)

1.  within three months of the filing date of a national application other than a continued prosecution application under 37 C.F.R. § 1.53(d) (37 C.F.R. § 1.97(b)(1)). No fee or certification is required.

2.  within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application (37 C.F.R. § 1.97(b)(2)). No fee or certification is required.

3.  before the mailing of a first Office Action on the merits (37 C.F.R. § 1.97(b)(3)). No fee or certification is required. In the event that a first Office Action on the merits has been issued, please consider this IDS under 37 C.F.R. § 1.97(c) and see the certification under 37 C.F.R. § 1.97(e) below; or, if no certification has been made, charge our deposit account a fee in the amount of \$180.00 as required by 37 C.F.R. § 1.17(p).

4.  before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114. No fee or certification is required.

B.  37 C.F.R. § 1.97(c): (check only one box)

before the mailing date of either any Final Office Action under 37 C.F.R. § 1.113, a Notice of Allowance under 37 C.F.R. § 1.311, or an action that otherwise closes prosecution.

1.  No certification; therefore, a fee in the amount of \$180.00 is required by 37 C.F.R. § 1.17(p).
2.  See the certification below. No fee is required.

C.  37 C.F.R. § 1.97(d):

after the mailing date of either a Final Office Action under 37 C.F.R. § 1.113 or a Notice of Allowance under 37 C.F.R. § 1.311, yet on or before payment of the issue fee.

1.  See the certification below. A fee in the amount of \$180.00 is required by 37 C.F.R. § 1.17(p).

VI. CERTIFICATION UNDER 37 C.F.R. § 1.97(e): (check only one box)

The undersigned hereby certifies that:

- A.  each item of information contained in this IDS was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS (See 37 C.F.R. § 1.97(e)(1)). See further statement under 37 C.F.R. § 1.704(d) below in section VII, if applicable; or
- B.  no item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this IDS (See 37 C.F.R. § 1.97(e)(2)).
- C.  Some of the items of information were first cited in a communication from a foreign patent office. As to this information, the undersigned hereby certifies that each item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby certifies that no item of this remaining information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this IDS was known to any

individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this IDS.

VII. STATEMENT UNDER 37 C.F.R. § 1.704(d)

The undersigned hereby states that:

each item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this IDS.

VIII. PAYMENT OF FEES (check only one box)

A.  No fee is believed to be due in light of the above-noted status or above-provided certification.

B.  A check in the amount of \$180.00 is enclosed for the above-identified fee.

C.  Please charge Deposit Account No. 08-0750 in the amount of \$180.00 for the above-indicated fee. A duplicate copy of this paper is attached.

The above references are being cited only in the interest of candor and without any admission that they constitute statutory prior art, contain matter which anticipates the invention, or which would render the same obvious, either singly or in combination, to a person of ordinary skill in the art. Furthermore, this Information Disclosure Statement shall not be construed as a representation that a search has been made.

If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule (with a petition if necessary) and charge the appropriate fee to Deposit Account No. 08-0750.

Please charge any additional fees or credit any overpayment pursuant to 37 C.F.R. §§ 1.16 or 1.17 to Deposit Account No. 08-0750.

Respectfully submitted,

HARNESS, DICKEY, & PIERCE, P.L.C.

By

John A. Castellano, Reg. No. 35,094

P.O. Box 8910  
Reston, Virginia 20195  
(703) 668-8000

JAC/AMW

Enclosures:  Form PTO-1449 – Two (2) sheets  
 Four (4) Patent Documents  
 Fee  
 Other:

- European Patent Office Communication Pursuant to Article 96(2) and Rule 51(4) EPC (dated May 3, 2006) in counterpart European Patent Application No. 01 272 432.4 – 1234;
- European Patent Office Communication Pursuant to Article 96(2) EPC (dated February 14, 2005) in counterpart European Patent Application No. 01 272 432.4 – 1234;
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FORM HDP-1449 (Based on Form PTO-1449)		ATTORNEY DOCKET NO.	SERIAL No.
		12090-000001/US	10/025,220
PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)		APPLICANT	
Sheet 1 of 2		Johan U. Ingemar ULIN	
		FILING DATE	ART UNIT
		December 19, 2001	1743

**Q1PE JAPAN**  
FEB 28 2007  
PATENT & TRADEMARK OFFICE

#### U.S. PATENT DOCUMENTS

Ref. Desig.	Examiner's Initials	Document Number	Date	Name	Class/ Subclass	(If appropriate) Filing Date
		5,637,803	06-10-1997	Johannes et al.		
		6,045,755	04-04-2000	Vit et al.		
		6,114,680	09-05-2000	Gerardus et al.		
		3,693,455	09-26-1972	Frederick et al.		
		3,991,912	03-25-1992	Hurtado		
		5,981,924	11-09-1994	Werner		

#### FOREIGN PATENT DOCUMENTS

Ref. Desig.	Examiner's Initials	Document Number	Date	Country	Class/ Subclass	Translation Yes	Translation No
		FR 2 674 146 A	09-25-1992	FRANCE		English Equivalent	
		WO 99 54034 A	10-28-1999	WIPO			
		EP 0 476 386 A	03-25-1992	EUROPE			
		GB 2 121 016 A	12-14-1983	GREAT BRITAIN			

#### OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, etc.)

Ref. Desig.	Examiner's Initials	
		European Patent Office Communication Pursuant to Article 96(2) and Rule 51(4) EPC (dated May 3, 2006) in counterpart European Patent Application No. 01 272 432.4 - 1234
		European Patent Office Communication Pursuant to Article 96(2) EPC (dated February 14, 2005) in counterpart European Patent Application No. 01 272 432.4 - 1234
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		PCT International Preliminary Examination Report (dated March 17, 2003) in counterpart PCT Application No. PCT/SE01/02876

Examiner:

Date Considered:

EXAMINER: Please initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM HDP-1449 (Based on Form PTO-1449)

**PATENT AND TRADEMARK OFFICE**  
**INFORMATION DISCLOSURE CITATION**  
 (Use several sheets if necessary)

Sheet 2 of 2

ATTORNEY DOCKET NO.	SERIAL NO.
12090-000001/US	10/025,220
APPLICANT	
Johan U. Ingemar ULIN	
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**U.S. PATENT DOCUMENTS**

Ref. Desig.	Examiner's Initials	Document Number	Date	Name	Class/ Subclass	(If appropriate) Filing Date
		5,345,066	06-09-1994	Knapp et al.		

Ref. Desig.	Examiner's Initials						

Ref. Desig.	Examiner's Initials						

Examiner:

Date Considered:

EXAMINER: Please initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant